

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/2/11

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TEDDY WILLIAMS,

Petitioner,

-against-

LUIS R. MARSHALL,

Respondent.  
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09 Civ. 7411 (RJH)(MHD)

**ORDER**

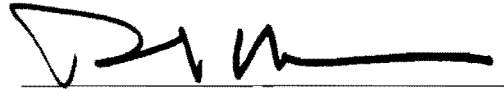
On July March 30, 2011, Magistrate Judge Frank Maas issued a Report and Recommendation ("Report") recommending that the Court deny petitioner's request for a writ of habeas corpus. On April 28, 2011, the Court issued a *nunc pro tunc* extension to petitioner, granting him an additional fourteen days to file his objections to the Report. To date, the Court has received no such objections. The district court adopts a Magistrate Judge's report and recommendation when no clear error appears on the face of the record. *See Nelson v. Smith*, 618 F. Supp. 1186, 1189 (S.D.N.Y. 1985). However, the court is required to make a *de novo* determination of those portions of a report to which specific objection is made, 28 U.S.C. § 636(b)(1)(C), by reviewing "the Report, the record, applicable legal authorities, along with Plaintiff's and Defendant's objections and replies." *Badhan v. Lab. Corp. of Am.*, 234 F. Supp. 2d 313, 316 (S.D.N.Y. 2002). The court may then accept, reject, or modify in whole or in part recommendations of the Magistrate Judge. *See Nelson*, 618 F. Supp. at 1189.

Because petitioner has not filed any objections to the Report, the Court reviews for clear error. Having carefully considered Magistrate Judge Dolinger's thorough and

clear Report and finding no error, the Court adopts the Report in its entirety. The Clerk is directed to close this case.

SO ORDERED.

Dated: New York, New York  
June 2, 2011

A handwritten signature in black ink, consisting of a stylized 'R' followed by a series of loops and a long horizontal stroke.

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Richard J. Holwell  
United States District Judge